IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16874 of 2004

Between:
S. Hanumanth Reddy S/o Sri S. Narayana Reddy
R/o 1-13-1/C, Balamrai, Secunderabad

..... PETITIONER

AND

1 The Director, Town Survey Records, Collectorate, Hyderabad
2 The Mandal Revenue Officer, Secunderabad Mandal, Secunderabad

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, of Mandamus, or any other appropriate Writ, order or direction, directing the respondents to act upon the Representation dt 8-7-2004 made by the petitioner,

Counsel for the Petitioner:MR.C.RAGHU

Counsel for the Respondent Nos 1 and 2: GP FOR REVENUE

The Court at the admission stage made the following:

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ORDER:

It is stated that the petitioner's father obtained Ac.3.50 cents of land on lease from his original owner, and he is in possession of 3000 sq.yards, which is situated in Sy.No.28/1 of Balamrai Village, Secunderabad. Some anti-social elements have started interfering with his possession claiming that the survey number in which the petitioner is in possession, is 75/2. The petitioner made an application to the 1st respondent on 08.07.2004, for demarcation of the land. He filed the present writ petition complaining inaction on the part of the 1st respondent in demarcating the land.

Whether the petitioner is entitled to be in possession under the lease obtained by his father, and whether there is interference by the third parties, is a matter, which has to be adjudicated in a civil suit, where the petitioner can seek appointment of a receiver for demarcation of his land with the help of a surveyor, if necessary. Except the copy of the representation, no other documents are filed to prove that the petitioner is in possession of the property.

In view of the same, I see no reason to entertain the writ petition. The writ petition is accordingly dismissed. No costs.

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A. GOPAL REDDY, J

September 21, 2004
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To:

1 The Director, Town Survey Records, Collectorate, Hyderabad
2 The Mandal Revenue Officer, Secunderabad Mandal, Secunderabad

3 Two C.C.s to the G.P for Revenue, High Court Buildings, Hyderabad
(OUT).
4 Two C.D. Copies.

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